

| | | |
|---|---|---|
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 | | ATTORNEY'S DOCKET NUMBER 25587-036- |
| INTERNATIONAL APPLICATION NO. PCT/GB2004/001685 | INTERNATIONAL FILING DATE 19 April 2004 (19.04.2004) | PRIORITY DATE CLAIMED 17 April 2003 (17.04.2003) |
| TITLE OF INVENTION A DATA ACCESS, REPLICATION OR COMMUNICATION SYSTEM COMPRISING A DISTRIBUTED SOFTWARE APPLICATION | | |
| APPLICANT(S) FOR DO/EO/US Lionel Wolovitz, Mark Gretton, Bob Standen | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | |
| 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. | | |
| 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. | | |
| 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below. | | |
| 4. <input checked="" type="checkbox"/> The-US has been elected (Article 3). | | |
| 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). | | |
| 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)). <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). | | |
| 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ul style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau), b. <input checked="" type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. | | |
| 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)). | | |
| 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)) | | |
| 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). | | |
| Items 11 to 20 below concern documents) or information included: | | |
| 11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. | | |
| 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. | | |
| 13. <input type="checkbox"/> A preliminary amendment. | | |
| 14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. | | |
| 15. <input type="checkbox"/> A substitute specification. | | |
| 16. <input type="checkbox"/> A power of attorney and/or change of address letter. | | |
| 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2and 37 CFR 1.821- 1.825. | | |
| 18. <input type="checkbox"/> second copy of the published International Application under 35 U.S.C. 154(d)(4). | | |
| 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). | | |

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attn: Mail Stop, R&T, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Internet Mail Stop, R&T,
www.USCourtForms.com

| | | | | | |
|---|--------------|---|---------|---------------------------------------|---------------------|
| U.S. APPLICATION NO. (if known, see 37 CFR 1.5) Not Assigned 10/553721 | | INTERNATIONAL APPLICATION NO. PCT/GB2004/001685 | | ATTORNEY'S DOCKET NUMBER 25587-036 | |
| 20. Other items or information: 1. PCT Publication WO 2004/095806 (Corrected International Publication Pamphlet) 2. PCT International Search Report 3. PCT Written Opinion | | | | | |
| The following fees have been submitted | | | | CALCULATIONS | PTO USE ONLY |
| 21. <input checked="" type="checkbox"/> Basic national fee (37 CFR 1.492(a))\$300 | | | | \$ 300.00 | |
| 22. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c)) | | | | | |
| If the written opinion prepared by ISA/Us or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 | | | | \$ 200.00 | |
| All other situations \$200 | | | | | |
| 23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) | | | | | |
| If the written opinion prepared by ISA/Us or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 | | | | | |
| Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$100 | | | | \$ 400.00 | |
| International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the USA by the IB \$400 | | | | | |
| All other situations \$500 | | | | | |
| TOTAL OF 21, 22 and 23 = | | | | \$ 900.00 | |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) 37 CFR 1.492(j)) The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | | | | |
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE | | |
| -100 = | /50 = | | x \$250 | \$ | |
| Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)). | | | | \$ | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | \$ | |
| Total claims | 37 -20 = | 17 | x \$50 | \$ 850.00 | |
| Independent claims | 2 -3 = | 0 | x \$200 | \$ | |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | + \$360 | \$ | |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$ | |
| <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2. | | | | -875.00 | |
| SUBTOTAL = | | | | \$ 875.00 | |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)). | | | | \$ | |
| TOTAL NATIONAL FEE = | | | | \$ 875.00 | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property | | | | \$ | |
| TOTAL FEES ENCLOSED = | | | | \$ 875.00 | |
| | | | | Amount to be refunded: | \$ |
| | | | | Amount to be charged: | \$ 875.00 |

JC20 Rec'd PCT/PTO 17 OCT 2005

- a. ☐ A check in the amount of \$ _____ to cover the above fees is enclosed.
- b. ☒ Please charge my Deposit Account No. 50-1847 in the amount of \$875.00 to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-1847. A duplicate copy of this sheet is enclosed.
- d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

Robert D. Becker
MANATT, PHELPS & PHILLIPS, LLP
1001 Page Mill Road
Building 2
Palo Alto, CA 94304


SIGNATURE

Pamela S. Merkadeau, October 17, 2005

NAME

53,318

REGISTRATION NUMBER

10/553721

Patent
Atty Dkt. 25587-036JC20 Rec'd PCT/PTO 17 OCT 2005
EV510747839USCERTIFICATE OF EXPRESS MAILING
(37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231.

EV510747839US

Express Mail Label No.

October 17, 2005

Date of Deposit

Sheena Hicks

Name of Person Mailing Paper

Sheena Hicks

Signature of Person Mailing Paper

Kindly acknowledge receipt of the documents listed below by affixing the Patent and Trademark Office date-stamp hereon, and returning the stamped postcard to the address listed on the reverse side.

Client: Visto Corporation / First Name Inventor: Lionel Wolovitz
Application No.: Not Assigned Yet
For: A DATA ACCESS, REPLICATION OR COMMUNICATION SYSTEM
COMPRISING A DISTRIBUTED SOFTWARE APPLICATION
Filed: 10/17/2005 (Currently Herewith)
TC/A.U. Not Assigned Yet Confirmation No.: Not Assigned Yet
Attorney(s): Pamela S. Merkadeau, Manatt, Phelps & Phillips, LLP
Customer No.: 36614 Docket No.: 25587-036 Date of Deposit: 10/17/2005
Enclosure(s):

- Return Receipt Postcard
- Certificate of Express Mailing - EV519747839US (37 C.F.R. §1.10) (1 pg.)
- Transmittal Letter to the US Designated/Elected Office [PTO-1390]
1 pg. - Original & Copy
- Utility Application (Specification (46 pgs.), Claims (5 pgs.), Abstract (1 pg.)
- Drawings (7 sheets, 7 figures)
- Information Disclosure Statement (3 pgs.);
- Information Disclosure Statement By Applicant Form [PTO/SB08a] (2 pgs.)
- Copies of 7 Foreign Patent Documents as cited on the Information Disclosure Statement
PTO/SB/08a
- PCT Publication WO 2004/095806 (Corrected International Publication Pamphlet)
- PCT International Search Report of PCT/GB2004/001685
- PCT Written Opinion of PCT/GB2004/001685
- Authorization to Charge Deposit Account 50-1847